

**ATTORNEY DOCKET NO. 14114/0325U2
APPLICATION NO. 09/674,195****Listing of Claims**

1. (Currently amended) An isolated nucleic acid specific to *Histoplasma capsulatum* M
antigen comprising:

a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ
ID NO:1;

a nucleic acid having a nucleotide sequence which is complementary to the nucleotide
sequence set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is substantially the same as a nucleic acid having a nucleotide
sequence as set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is substantially the same as a nucleic acid having a nucleotide
sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as
SEQ ID NO:1;

a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence
Listing as SEQ ID NO:1;

a fragment of a nucleic acid having a nucleotide sequence which is complementary to the
nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of nucleic acid which is substantially the same as a nucleic acid having a
nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a nucleic acid having a nucleotide sequence which is substantially the same
as a nucleic acid which is complementary to the nucleotide sequence set forth in the Sequence
Listing as SEQ ID NO:1;

wherein the nucleic acid does not contain the nucleotide sequences
5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:14),
5'TATTAGCTCTAGAATTACCACGGGTATCCAAGTAGTAAGG3' (SEQ ID NO:15),
5'CCCGAAGGGCATTGGTTTTTTATCTAATAAATACACCCC3' (SEQ ID NO:16), or
nucleotide sequences complementary thereto,

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

and wherein the nucleic acid is not a nucleic acid consisting essentially of between 10 and 100 nucleotides which is able to form a hybrid at 60°C with a nucleotide polymer having a nucleotide sequence of 5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:17), 5'CATGCTGAAAGCCTCGACTTCG3' (SEQ ID NO:18), 5'CAUGCUGAAAGCCUCGACUUCG3' (SEQ ID NO:19) or 5'CGAAGUCGAGGCUUUCAGCAUG3' (SEQ ID NO:20).

2. (Original) The nucleic acid of Claim 1, wherein the nucleic acid has the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

3. (Original) The nucleic acid of Claim 1, wherein the nucleic acid has a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

4. (Original) The nucleic acid of Claim 1, wherein the nucleic acid has a nucleotide sequence which is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

5. (Original) The nucleic acid of Claim 1, wherein the nucleic acid has a nucleotide sequence which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

6. (Original) The nucleic acid of Claim 1, wherein the nucleic acid is a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

7. (Original) The nucleic acid of Claim 1, wherein the nucleic acid is a fragment of a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

8. (Original) The nucleic acid of Claim 1, wherein the nucleic acid is a fragment of a nucleic acid having a nucleotide sequence which is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

9. (Original) The nucleic acid of Claim 1, wherein the nucleic acid is a fragment of a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

10. (Withdrawn) An isolated or recombinantly-produced antigen specific to *Histoplasma capsulatum* comprising:

a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

11. (Withdrawn) The antigen of Claim 10, wherein the antigen is a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

12. (Withdrawn) The antigen of Claim 11, wherein the antigen has an amino acid sequence as set forth in the Sequence Listing as SEQ ID NO:2.

13. (Withdrawn) The antigen of Claim 10, wherein the antigen is a fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

14. (Withdrawn) The antigen of Claim 10, wherein the antigen is a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

15. (Withdrawn) The antigen of Claim 10, wherein the antigen is a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

16. (Original) A vector comprising a nucleic acid specific to *Histoplasma capsulatum*, wherein the nucleic acid has a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

has a nucleotide sequence which is substantially the same as a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

is a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or

is a fragment of a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

and wherein the vector is suitable for expressing the nucleic acid.

17. (Original) The vector of Claim 16, wherein the nucleic acid has a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

18. (Original) The vector of Claim 16, wherein the nucleic acid has a nucleotide sequence which is substantially the same as a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

19. (Original) The vector of Claim 16, wherein the nucleic acid is a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID 1.

20. (Original) The vector of Claim 16, wherein the nucleic acid is a fragment of a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

**ATTORNEY DOCKET NO. 14114:0325U2
APPLICATION NO. 09/674,195**

21. (Withdrawn) A method for detecting a previous or current *Histoplasma capsulatum* infection in a subject, comprising:

(a) contacting a fluid or tissue sample from the subject which contains antibodies with an isolated or recombinantly-produced antigen which is specific to *Histoplasma capsulatum*; and

(b) detecting the presence of binding between the antibodies and the antigen, the presence of binding indicating the presence of a previous or current *Histoplasma capsulatum* infection in a subject,

wherein the antigen is:

a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

22. (Withdrawn) The method of Claim 21, wherein the antigen is a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

23. (Withdrawn) The method of Claim 22, wherein the antigen has an amino acid sequence as set forth in the Sequence Listing as SEQ ID NO:2.

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

24. (Withdrawn) The method of Claim 21, wherein the antigen is a fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

25. (Withdrawn) The method of Claim 21, wherein the antigen is a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

26. (Withdrawn) The method of Claim 21, wherein the antigen is a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

27. (Withdrawn) An isolated antibody produced against an antigen of Claim 10.

28. (Withdrawn) A kit for detecting a previous or current *Histoplasma capsulatum* infection in a sample comprising:

(a) an isolated nucleic acid of Claim 1, an isolated or recombinantly-produced antigen of Claim 10 or an isolated antibody of Claim 27; and

(b) instructions describing the use of the nucleic acid, antigen or antibody in the detection of a previous or current *Histoplasma capsulatum* infection.

29. (Withdrawn) The kit of Claim 28, wherein the kit contains an antigen, and the antigen is a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

30. (Withdrawn) The kit of Claim 28, wherein the kit contains an antigen, and the antigen is a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

31. (Original) A host for expressing a polypeptide specific to *Histoplasma capsulatum* comprising a vector containing a nucleic acid, wherein the vector is suitable for expressing the nucleic acid, and wherein the nucleic acid:

has a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

has a nucleotide sequence which is substantially the same as a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

is a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or

is a fragment of a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

32. (Original) The host of claim 31, wherein the nucleic acid Listing as SEQ ID NO:1.

33. (Original) The host of Claim 31, wherein the nucleic acid is substantially the same as a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1.

34. (Withdrawn) A method for detecting a past exposure to the fungus *Histoplasma capsulatum* comprising:

(a) injecting intradermally in the skin of a patient an effective amount of an isolated or recombinantly-produced antigen which is specific to *Histoplasma capsulatum*; and

(b) observing the skin at the injection site at a predetermined time after injection for a presence of swelling of the skin, the presence of swelling of the skin indicating a past exposure by the patient to the fungus *Histoplasma capsulatum*,
wherein the polypeptide is:

a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

an antigenic fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1; or

an antigenic fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

35. (Withdrawn) The method of Claim 34, wherein the antigen is a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence as set forth in the Sequence Listing 5 as SEQ ID NO:1.

36. (Withdrawn) The method of Claim 34, wherein the antigen is an antigenic fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

37. (Withdrawn) The method of Claim 34, wherein the antigen is a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

38. (Withdrawn) The method of Claim 34, wherein the antigen is a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

39. (Withdrawn) A vaccine for the prevention of histoplasmosis comprising:

(a) an effective amount of a nucleic acid of claim 1 or an isolated or recombinantly-produced antigen of Claim 10; and

(b) a pharmaceutically-acceptable carrier.

40. (Withdrawn) A method for detecting a current *H. capsulatum* infection in a subject suspected of having an *H. capsulatum* infection comprising:

**ATTORNEY DOCKET NO. 14114,0325U2
APPLICATION NO. 09/674,195**

(a) contacting a fluid or tissue sample from the subject which contains antigens with antibodies generated against an antigen which contains an epitope which is unique to *H. capsulatum*; and

(b) detecting the presence of binding between the antigens and the antibodies, the presence of binding indicating the presence of a current *H. capsulatum* infection in the subject, wherein the antigen is:

a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of a polypeptide encoded by a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a polypeptide encoded by a nucleic acid which is substantially the same as a nucleic acid having a nucleotide sequence, which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1.

41. (Withdrawn) An isolated *Histoplasma Capsulatum* M antigen comprising a mature polypeptide consisting essentially of the polypeptide of SEQ ID NO:2 starting with the serine residue of amino acid position 17.

42. (Withdrawn) The isolated *Histoplasma Capsulatum* M antigen of claim 41, wherein the polypeptide is a recombinant polypeptide.

43. (Withdrawn) The isolated *Histoplasma Capsulatum* M antigen of claim 42, wherein the polypeptide is produced in a prokaryotic host.

44. (Withdrawn) The isolated *Histoplasma Capsulatum* M antigen of claim 41, wherein the protein does not contain carbohydrate moieties.

ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195

45. (New) An isolated nucleic acid specific to *Histoplasma capsulatum* comprising:
a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
a nucleic acid which is 90% similar to a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
a nucleic acid which is 90% similar to a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
a fragment of a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
a fragment of nucleic acid which is 90% similar to a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or
a fragment of a nucleic acid having a nucleotide sequence which is 90% similar to a nucleic acid which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
wherein the nucleic acid does not contain the nucleotide sequences
5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:14),
5'TATTAGCTCTAGAATTACCACGGGTATCCAAGTAGTAAGG3' (SEQ ID NO:15),
5'CCCCGAAGGGCATTGGTTTTTTATCTAATAAATACACCCC3' (SEQ ID NO:16), or
nucleotide sequences complementary thereto,
and wherein the nucleic acid is not a nucleic acid consisting essentially of between 10 and 100 nucleotides which is able to form a hybrid at 60°C with a nucleotide polymer having a nucleotide sequence of 5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:17),
5'CATGCTGAAAGCCTCGACTTCG3' (SEQ ID NO:18),

**ATTORNEY DOCKET NO. 14114:0325U2
APPLICATION NO. 09/674,195**

5'CAUGCUGAAAGCCUCGACUUCG3' (SEQ ID NO:19) or
5'CGAAGUCGAGGCUUUCAGCAUG3' (SEQ ID NO:20).

46. (New) An isolated nucleic acid specific to *Histoplasma capsulatum* comprising:
- a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
 - a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
 - a nucleic acid which is 95% similar to a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
 - a nucleic acid which is 95% similar to a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
 - a fragment of a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;
 - a fragment of a nucleic acid having a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;
 - a fragment of nucleic acid which is 95% similar to a nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or
 - a fragment of a nucleic acid having a nucleotide sequence which is 95% similar to a nucleic acid which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

wherein the nucleic acid does not contain the nucleotide sequences
5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:14),
5'TATTAGCTCTAGAATTACCACGGGTATCCAAGTAGTAAGG3' (SEQ ID NO:15),
5'CCCCGAAGGGCATTGGTTTTTTATCTAATAAATACACCCC3' (SEQ ID NO:16), or
nucleotide sequences complementary thereto,

and wherein the nucleic acid is not a nucleic acid consisting essentially of between 10 and 100 nucleotides which is able to form a hybrid at 60°C with a nucleotide polymer having a

**ATTORNEY DOCKET NO. 14114.0325U2
APPLICATION NO. 09/674,195**

nucleotide sequence of 5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:17),
5'CATGCTGAAAGCCTCGACTTCG3' (SEQ ID NO:18),
5'CAUGCUGAAAGCCUCGACUUCG3' (SEQ ID NO:19) or
5'CGAAGUCGAGGCUUUCAGCAUG3' (SEQ ID NO:20).

47. (New) An isolated nucleic acid specific to *Histoplasma capsulatum* comprising:
a nucleic acid consisting of a nucleotide sequence as set forth in the Sequence Listing as
SEQ ID NO:1;

a nucleic acid consisting of a nucleotide sequence which is complementary to the
nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is 90% similar to a nucleic acid consisting of a nucleotide sequence
as set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is 90% similar to a nucleic acid consisting of a nucleotide sequence
which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID
NO:1;

a fragment of a nucleic acid consisting of a nucleotide sequence as set forth in the
Sequence Listing as SEQ ID NO:1;

a fragment of a nucleic acid consisting of a nucleotide sequence which is complementary
to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of nucleic acid which is 90% similar to a nucleic acid consisting of a
nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a nucleic acid consisting of a nucleotide sequence which is 90% similar to a
nucleic acid which is complementary to the nucleotide sequence set forth in the Sequence Listing
as SEQ ID NO:1;

wherein the nucleic acid does not contain the nucleotide sequences
5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:14),
5'TATTAGCTCTAGAATTACCACGGGTATCCAAGTAGTAAGG3' (SEQ ID NO:15),
5'CCCCGAAGGGCATTGGTTTTTTATCTAATAAATACACCCC3' (SEQ ID NO:16), or

**ATTORNEY DOCKET NO. 14114:0325U2
APPLICATION NO. 09/674,195**

nucleotide sequences complementary thereto,

and wherein the nucleic acid is not a nucleic acid consisting essentially of between 10 and 100 nucleotides which is able to form a hybrid at 60°C with a nucleotide polymer consisting of a nucleotide sequence of 5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:17),

5'CATGCTGAAAGCCTCGACTTCG3' (SEQ ID NO:18),

5'CAUGCUGAAAGCCUCGACUUCG3' (SEQ ID NO:19) or

5'CGAAGUCGAGGCUUUCAGCAUG3' (SEQ ID NO:20).

48. (New) An isolated nucleic acid specific to *Histoplasma capsulatum* comprising:
a nucleic acid consisting of a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid consisting of a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is 95% similar to a nucleic acid consisting of a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

a nucleic acid which is 95% similar to a nucleic acid consisting of a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of a nucleic acid consisting of a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of a nucleic acid consisting of a nucleotide sequence which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

a fragment of nucleic acid which is 95% similar to a nucleic acid consisting of a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO:1; or

a fragment of a nucleic acid consisting of a nucleotide sequence which is 95% similar to a nucleic acid which is complementary to the nucleotide sequence set forth in the Sequence Listing as SEQ ID NO:1;

**ATTORNEY DOCKET NO. 14114,0325U2
APPLICATION NO. 09/674,195**

wherein the nucleic acid does not contain the nucleotide sequences

5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:14),
5'TATTAGCTCTAGAATTACCACGGGTATCCAAGTAGTAAGG3' (SEQ ID NO:15),
5'CCCCGAAGGGCATTGGTTTTTTATCTAATAAATACACCCC3' (SEQ ID NO:16), or
nucleotide sequences complementary thereto,

and wherein the nucleic acid is not a nucleic acid consisting essentially of between 10 and 100 nucleotides which is able to form a hybrid at 60°C with a nucleotide polymer consisting of a nucleotide sequence of 5'CGAAGTCGAGGCTTTCAGCATG3' (SEQ ID NO:17),
5'CATGCTGAAAGCCTCGACTTCG3' (SEQ ID NO:18),
5'CAUGCUGAAAGCCUCGACUUCG3' (SEQ ID NO:19) or
5'CGAAGUCGAGGCUUUCAGCAUG3' (SEQ ID NO:20).

49. (New) The nucleic acid of claim 1, wherein the substantially the same nucleic acid is homologous to the nucleic acid having a nucleotide sequence as set forth in the Sequence Listing as SEQ ID NO: 1.